



John

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	10/960,960
Filing Date	October 12, 2004
First Named Inventor	Vunjak-Novakovic
Art Unit	1657
Examiner Name	Singh
Attorney Docket Number	X-9473

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD <input type="checkbox"/> Remarks _____ Election under 35 USC 121	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	GIRPLE & HALE		
Signature			
Printed name	John S. Hale		
Date	December 28, 2006	Reg. No.	25,209

CERTIFICATE OF TRANSMISSION/MAILING

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :

VUNJAK-NOVAKOVIC, et al. :

Serial No.: 10/815,778 :

Examiner Prone

Filed: April 2, 2004 :

Art Unit 3738

For: CARTILAGE IMPLANT ASSEMBLY
AND METHOD FOR IMPLANTATION :

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION UNDER 35 USC 121

Responsive to the Office Action of November 29, 2006, Applicant responds as follows:

REMARKS

Applicant respectfully traverses the Examiner's restriction requirement and election. However, for purposes of responding to this action and to obtain examination, Applicant provisionally elects the invention of Group I, represented by claims 1-38 drawn to a cartilage repair assembly and Species I shown in Figures 3 and 4. Claims 1, 2, 6-12, 13-16, 18-23, 24-29, and 32-34 read on this Species. Claims 1, 13 and 24 are believed to be generic.

Prompt examination is respectfully requested.

Respectfully submitted,

GIPPLE & HALE



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